

UNITED STATES DISTRICT COURT

Southern

District of

New York

Richard A. Adams

v.

IBM Personal Pension Plan, et al.

SUMMONS IN A CIVIL ACTION

CASE NUMBER: 07-

07 CIV 6984

JUDGE RAKOFF

TO: (Name and address of Defendant)

IBM Personal Pension Plan
MD 261
New Orchard Road, Armonk, NY 10504

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Eli Gottesdiener
Gottesdiener Law Firm, PLLC
498 7th Street
Brooklyn, NY 11215
(718) 788-1500

an answer to the complaint which is served on you with this summons, within 20 (twenty) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

Marcos Quintero

(By) DEPUTY CLERK

DATE

*...
AUG 03 2007*

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	8/8/07 @ 2:37 pm
NAME OF SERVER (PRINT)	TITLE	
Shirley Beyer	Process server	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: [IBM Personal Pension Plan] New Orchard Road, Armonk, NY 10504		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.		
Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>8/8/07</u> Date <u>Shirley Beyer</u> <u>Signature of Server</u></p> <p><u>Ellen Ealey</u> <u>Attala E. Ealey</u> <u>County Clerk, Westchester County</u> <u>Westchester County, New York</u> <u>Phone: 914-968-6353</u> <u>Fax: 914-968-6359</u> <u>Sept. 29, 2009</u></p> <p><u>White Plains, NY</u> <u>Address of Server</u></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.